

FORM PTO-1390
(REV 3/2001)

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

**TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371**

DATE: March 29, 2002

EXPRESS MAIL LABEL NO.
EL 914619133 USATTORNEY DOCKET NO.
39373/HAC/G602

U.S. APPLICATION NO.

To Be Assigned
10/089577INTERNATIONAL APPLICATION NO.
PCT/US00/27043INTERNATIONAL FILING DATE
29 September 2000PRIORITY DATE CLAIMED
29 September 1999

TITLE OF INVENTION

HORIZONTAL DRILL PIPE RACKER AND DELIVERY SYSTEM

APPLICANT(S) FOR DO/EO/US

Bolding, Vance E.; Brooks, III Andrew J.; and Keen, Michael D.

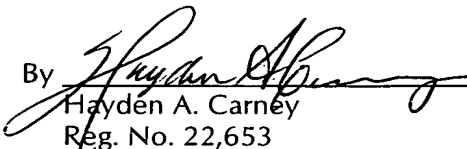
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☒ This is an express request to begin national examination procedures (35 U.S.C. 371(f) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).
4. ☒ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2)).
 - a. ☐ is transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☐ has been transmitted by the International Bureau.
 - c. ☒ is not required, as the application was filed in the United States Receiving Office (RO/LUS).
6. ☐ A translation of the International Application into English (35 U.S.C. 371(c)(2)).
7. ☒ A copy of the International Search Report (PCT/ISA/210).
8. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)).
 - a. ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☐ have been transmitted by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☒ have not been made and will not be made.
9. ☐ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
10. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). (V. E. Bolding only; Keen and Brooks declarations to follow)
11. ☒ A copy of the International Preliminary Examination Report (PCT/IPEA/409).
12. ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 13 to 20 below concern document(s) or other information included:

13. ☒ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
14. ☒ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
15. ☒ A **FIRST** preliminary amendment.
16. ☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
17. ☐ A substitute specification.
18. ☐ A change of power of attorney and/or address letter.
19. ☐ **SMALL ENTITY** Assertion: Applicant(s) and any other associated with it/them under 37 CFR § 1.27(a) are a small entity.
20. ☒ Certificate of Mailing by Express Mail.
21. ☒ Other items or information: Letter Under MPEP 1893.03(g)

10089577-032502

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|--|---------------------|--|----------------|--|---------------------|
| U.S. APPLICATION NO. (If known, see 37 CFR 1.5) 10/089577 | | INTERNATIONAL APPLICATION NO. PCT/US00/27043 | | ATTORNEY DOCKET NO. 39373/HAC | |
| 21. The following fees are submitted: <input type="checkbox"/> Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO: \$1,040.00 <input type="checkbox"/> International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO: \$890.00 <input type="checkbox"/> International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO: \$740.00 <input type="checkbox"/> International preliminary examination fee paid to USPTO (37 CFR 1.482) but all claims did not satisfy provisions of PCT Article 33(1)-(4): \$710.00 <input checked="" type="checkbox"/> International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(1)-(4): \$100.00 | | | | CALCULATIONS | PTO USE ONLY |
| | | | | | |
| ENTER APPROPRIATE BASIC FEE AMOUNT = | | | | \$100 | |
| Surcharge of \$130 for furnishing the oath or declaration later than <input type="checkbox"/> 0 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(e)). | | | | \$ | |
| Claims | Number Filed | Number Extra | Rate | | |
| Total Claims | 53 -20= | 33 | X \$18 | \$594 | |
| Independent Claims | 8 -3= | 5 | X \$84 | \$420 | |
| Multiple dependent claim(s) (if applicable) | | | + \$280 | \$ | |
| TOTAL OF ABOVE CALCULATIONS = | | | | \$1114 | |
| Reduction by 1/2 for filing by small entity, if applicable. Verified Small entity statement must also be filed. (Note 37 CFR 1.9, 1.27, 1.28). | | | | \$ | |
| SUBTOTAL = | | | | \$1114 | |
| Processing fee of \$130 for furnishing the English translation later than <input type="checkbox"/> 0 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(f)). | | | | \$ | |
| TOTAL NATIONAL FEE = | | | | \$1114 | |
| Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property | | | | \$ 40 | |
| TOTAL FEES ENCLOSED = | | | | \$1154 | |
| Note (1): The basic national fee must be paid when filing this application. The 20-month time limit (37 CFR § 1.494) and 30-month time limit (37 CFR § 1.495) are not extendable. | | | | Amount to be: | |
| | | | | refunded | \$ |
| | | | | charged | \$ |
| a. <input checked="" type="checkbox"/> A check in the amount of \$1154 to cover the above fees is enclosed. b. <input type="checkbox"/> Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed. c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 03-1728 . A duplicate copy of this sheet is enclosed. | | | | | |
| NOTE (2): Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status. | | | | | |
| SEND ALL CORRESPONDENCE TO: Hayden A. Carney CHRISTIE, PARKER & HALE P.O. Box 7068 Pasadena, CA 91109-7068 CUSTOMER NUMBER: 23363 | | | | | |
| | | | | By  Hayden A. Carney Reg. No. 22,653 | |

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

EXPRESS MAIL NO. EL 914619133 US

Applicant : Bolding, Vance E. et al.
 Application No. : Unassigned (National Stage of PCT/US00/27043)
 Filed :
 Title : HORIZONTAL DRILL PIPE RACKER AND
 DELIVERY SYSTEM
 Grp./Div. : 3652
 Examiner : Janice L. Krizek
 Docket No. : 39373/HAC/G602

LETTER UNDER MPEP 1893.03(g)

Assistant Commissioner for Patents
 Washington, D.C. 20231

Post Office Box 7068
 Pasadena, CA 91109-7068
 March 29, 2002

Commissioner:

This letter pertains to the application described above which is filed concurrently herewith under 35 U.S.C. 371 as the US national stage of PCT/US00/27043. The documents comprising that application include a copy of the International Search Report (ISR) issued by ISA/US. The application documents also include a copy of the International Preliminary Examination Report (IPER) issued by IPEA/US in the course of examination of the international stage application under PCT Chapter II. The IPER found all claims presented in the national stage application to meet the patentability criteria of PCT Article 33(2)-(4).

In view of the content of MPEP 1893.03(g), applicant understands that in its consideration of this national stage application the Office will consider each of the references identified in the ISR, and that applicants need not (and preferably, in consideration of the size of the Office's file of the national stage application, should not) file copies of those references to the office. However, applicants can and will promptly provide copies of those references on request by the Office.

Applicant also notes 37 CFR § 1.98(c), the provision of which are met because the international stage application complies with subparagraph (1) thereof and the enclosed ISR is the full equivalent of an IDS complying with subparagraph (2) thereof.

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JCT Rec'd PCT/PTO 29 MAR 2002

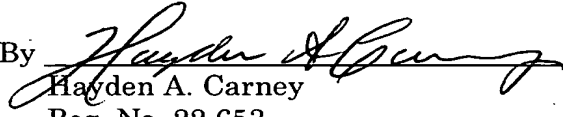
Application No. Unassigned (National Stage of PCT/US00/27043)

An IDS is filed herewith regarding references cited in the specification of this application but not cited in the ISR.

Respectfully submitted,

CHRISTIE, PARKER & HALE, LLP

By


Hayden A. Carney

Reg. No. 22,653

626/795-9900

HAC/sad

Enclosures:

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